Patent

Attorney Docket No. BM45395

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Group Art Unit: 1645 Examiner: Baskar, Padmavathi FEB 1 6 2005

Applicant: Thonnard, Joelle Serial No.: 10/018,672

Filed: April 18, 2002

BASBIII Polypeptide and Polynucleotide from Moraxella Catarrhalis For:

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

AMENDMENT UNDER 37 CFR. § 1.111

This paper is responsive to the Office Action mailed August 16, 2004. Applicant respectfully requests entry of this Response and reconsideration of the application in view thereof.

It is believed that this Amendment is timely filed on or before February 16, 2005, with a three month extension of time. Notwithstanding, should this Paper not be considered timely filed, Applicant hereby requests a retroactive extension of time to file for the number of months required to maintain pendency of the Application.

Please amend the application as follows: